

OGC HAS REVIEWED

Approved For Release 2001/09/03 : CIA-RDP84-00709R000400070301-8

ER O-9353

The Executive

10 March 1950

General Counsel

Audit Exception No. 581 - [REDACTED]

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1. Returned herewith are the documents forwarded to this office for comment concerning the above subject. The views of this office concerning the propriety/payment of \$508.24 are expressed in the memoranda to FRK, dated 1 July 1947, and to [REDACTED] GFB, dated 11 July 1949.

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2. In considering the case on previous occasions, this office has restricted its opinions to the propriety of payment by the Confidential Funds Division and its predecessor on the basis of the problem as presented within the framework of the regulations in existence at the time of payment. Upon review of those opinions, it is felt that they are accurate interpretations of the Director's policy as expressed in his regulations.

3. The case is now being presented for consideration over and above the regulations existing at the time. Upon examining the facts, it appears entirely possible that [REDACTED] could have good reason to believe that the travel from [REDACTED] to the United States was approved in all respects, including the payment of the expenses involved by CIA. It would appear that undue hardship would be placed upon [REDACTED] to require collection of this amount, if indeed it could be collected. From a practical standpoint, [REDACTED] was entitled to reimbursement of travel expenses from abroad at Government expense, whatever the source, since his overseas assignment had terminated. In view of all the circumstances, this office would see no legal objection to approval by the Director of this item, removing the technical bar now existing which prevents removing the charge from the books.

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Encls:

LAWRENCE R. HOUSTON

[REDACTED] : [REDACTED]

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cc: Chrono

Subject

Legal Decision